



GARY R. HERBERT  
Governor

SPENCER J. COX  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

5/031/0011  
lynn

February 25, 2015

Certified Return Receipt  
7013 3020 0002 3659 5170

Richard Proctor  
Provis Enterprises, Inc.  
P.O. Box 708232  
Sandy, UT 84070

Subject: File Closure and Surety Release Check Enclosed, Provis Enterprises, Inc., Rainbow Mine, S/031/0011, Piute County, Utah

Dear Mr. Proctor:

The Division of Oil, Gas and Mining hereby closes and retires the file for the Rainbow mine. Please find enclosed a check in the amount of \$9,408.44, which represents the full amount of cash surety provided with accrued interest. Please also find the original reclamation contract for your disposal or records.

You are now fully released from reclamation obligations with the Division. Should you desire to continue mining operations at some future date, you will first need to file a new Notice of Intention, provide adequate reclamation surety, and gain approval from any other appropriate agency.

Thank you for your cooperation and patience. Please contact Lynn Kunzler at 801-538-5310 or me at 801-538-5261 if you have questions about this action.

Sincerely,

Paul B. Baker  
Minerals Program Manager

PBB:lk:pb

Enclosure: Surety refund check and Reclamation Contract

cc: Joe Manning, BLM, Richfield Field Office (jmanning@blm.gov)

P:\GROUPS\MINERALS\WP\M031-Piute\S0310011-RainbowMine\final\Rel-6399-02252015.doc





50310011

110064846

Account Number: 8911968a  
Account Name: UST - OGM Provis Enterprises, Inc.  
Tran #: 20310296  
Admin Name: Raylyn Daniel - UST 801-844-8523  
Date: 02/17/2015

This check constitutes payment of the following:

Retention Disbursement

final release of acct # 8911968A

Paid For:

Amount: \$9,408.44

110064846

Payee:

Provis Enterprises, Inc.

HARLAND CLARKE M17873 40092654

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD TO LIGHT TO VIEW

OFFICIAL CHECK

110064846

Zions First National Bank  
Salt Lake City, Utah  
801-844-7089

UST - OGM Provis Enterprises, Inc.

Trust Account 8911968a

2/17/2015

\$9,408.44\*

Nine Thousand Four Hundred Eight Dollars & 44/100

Pay to the Order Of:

Provis Enterprises, Inc.



Details on Back.



Security Features Included.

110064846 0124000054 002 25646 9



RECEIVED

JUL 16 2013

FORM MR-RC (SMO)  
Revised May 24, 2012  
RECLAMATION CONTRACT

Mine Name:

DIV. OF OIL, GAS & MINING

Other Agency File Number:

**STATE OF UTAH**  
**DEPARTMENT OF NATURAL RESOURCES**  
**DIVISION of OIL, GAS and MINING**  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
(801) 538-5291  
Fax: (801) 359-3940

---ooOoo---

**SMALL MINE RECLAMATION CONTRACT**

This Reclamation Contract (hereinafter referred to as "Contract") is entered into between Provis Enterprises, Inc. the "Operator" and the Utah State Division of Oil, Gas and Mining ("Division").

WHEREAS, Operator desires to conduct mining operations under Notice of Intention (NOI) File No. S 03/0011 which the Operator has filed with the Division and has been determined by the Division to be complete (Complete NOI) as required by the Utah Mined Land Reclamation Act, Sections 40-8-1 et seq., Utah Code Annotated, (2005, as amended) (hereinafter referred to as "Act") and the regulations adopted pursuant to the Act; and

WHEREAS, Operator is obligated to reclaim the lands affected by the mining operations in accordance with the Act and the regulations, and is obligated to provide a surety in a form and amount approved by the Division or the Board of Oil, Gas and Mining (Board) to assure reclamation of the lands affected by the mining operations.

NOW, THEREFORE, the Division and the Operator agree as follows:

1. Operator agrees to promptly reclaim in accordance with the requirements of the Act and applicable regulations, as they may be amended, all of the lands affected by the mining operations conducted or to be conducted pursuant to a Complete Notice of Intention.
2. The Lands Affected by the mining operations and subject to the requirements of the Act and this Contract include:
  - A. All surface and subsurface areas affected or to be affected by the mining operations including but not limited to private on-site ways, roads, railroads; land excavations; drill sites and workings; refuse banks or spoil piles; evaporation or settling



ponds; stockpiles; leaching dumps; placer areas; tailings ponds or dumps; work, parking, storage, and waste discharge areas, structures, and facilities; and

- B. All mining disturbances regardless of discrepancies in the map and legal description, unless explicitly and clearly identified as EXCLUDED on maps, and legal descriptions included in the Complete NOI; provided lands may be excluded only if: (1) they were disturbed by mining operations that ceased prior to July 1, 1977; (2) the lands would be included but have been reclaimed in accordance with a complete notice or reclamation plan; or (3) the lands were disturbed by a prior operation for which there is no surety, no legally responsible entity or person, and which lands are not necessarily or incidentally intended to be affected by the mining operations as described in the Complete NOI.
- 3. The Operator shall be responsible for reclamation of all such Lands Affected regardless of errors or discrepancies in the maps or legal descriptions provided with the NOI which are intended to assist in determining the location of the mining operations, to describe the areas of disturbance, and to assist estimating the amount of surety required.
  - 4. The Operator prior to commencement of any mining operations and as a precondition to the rights under the Notice of Intention shall provide a surety in a form permitted by the Act and in an amount sufficient to assure that reclamation of the Lands Affected will be completed as required by the Act. The Surety shall remain in full force and effect according to its terms unless modified by the Division in writing. A copy of the agreement providing for the Surety for the reclamation obligations herein is included as **ATTACHMENT A** to this Contract.
  - 5. If the Surety expressly provides for cancellation or termination for non-renewal:
    - A. The Operator shall within 60 days following the Division's receipt of notice that the Surety will be terminated or cancelled, provide a replacement Surety sufficient in a form and amount, as required by the Act, to replace the cancelled surety; or
    - B. If the Operator fails to provide an acceptable replacement Surety within 60 days of notice of cancellation or termination, the Division may order the Operator to cease further mining activities, and without further notice proceed to draw upon letters of credit, to withdraw any amounts in certificates of deposit or cash and/or any other forms of surety, and to otherwise take such action as may be necessary to secure the rights of the Division to perfect its claim on the existing surety for the purpose of fully satisfying all of the reclamation



obligations incurred by the Operator prior to the date of termination, and the Division may thereafter require the Operator to begin immediate reclamation of the Lands Affected by the mining operations, and may, if necessary, proceed to take such further actions as may be required for the Division to forfeit the surety for the purpose of reclaiming the Lands Affected.

6. The Operator's liability under this Contract shall continue in full force and effect until the Division finds that the Operator has reclaimed the Lands Affected by mining operations in accordance with the Act and regulations, as amended. If the mining operations are modified or for any other reason vary from those described in the Complete Notice of Intention, the Operator shall immediately advise the Division, and the Notice of Intention shall be revised and the Surety amount shall be adjusted as necessary.
7. If reclamation of a substantial phase or segment of the Lands Affected by the mining operations is completed to the satisfaction of the Division, and the Division finds that such substantial phases or segments are severable from the remainder of the mining area, Operator may request the Division to find that Operator has reclaimed such area. If the Division makes such finding, Operator may make request to the Division for a reduction in the aggregate face amount of the Surety, and the Division may reduce the surety to an amount necessary to complete reclamation of the remaining mining operations as anticipated by the Complete Notice of Intention in accordance with the requirements of the Act and regulations, as amended.
8. Operator may, at any time, submit a request to the Division to substitute surety. The Division may approve such substitution if the substitute surety meets the requirements of the Act and the applicable rules.
9. Operator agrees to pay all legally determined public liability and property damage claims resulting from mining operations, to pay all permit fees, to maintain suitable records, to file all required reports, to permit reasonable inspections, and to fulfill all sundry reporting requirements applicable to the mine as required by the Act and implementing rules.
10. Operator agrees to indemnify and hold harmless the State, Board, and the Division from any claim, demand, liability, cost, charge, suit, or obligation of whatsoever nature arising from the failure of Operator or Operator's agents and employees, or contractors to comply with this Contract.
11. If Operator shall default in the performance of its obligations hereunder, Operator shall be liable for all damages resulting from the breach hereof including all costs, expenses, and reasonable attorney's fees incurred by the Division and/or the Board in the enforcement of this Contract.



12. Any breach of a material provision of this Contract by Operator may, at the discretion of the Division, in addition to other remedies available to it, result in an order by the Division requiring the Operator to cease mining operations, and may thereafter result in an Order, subject to an opportunity for notice and hearing before the Board, withdrawing and revoking the Notice of Intention, and requiring immediate reclamation by the Operator of the Lands Affected or forfeiture of the Surety.
13. In the event of forfeiture of the Surety, Operator shall be liable for any additional costs in excess of the surety amount that is required to comply with this Contract. Upon completion of the reclamation of all of the Lands Affected, any excess monies resulting from forfeiture of the Surety shall be returned to the rightful claimant.
14. The Operator shall notify the Division immediately of any changes in the Operator's registered agent, the Operator's address, form of business, name of business, significant changes in ownership, and other pertinent changes in the information required as part of the Notice of Intention. Notwithstanding this requirement, any changes to the Notice of Intention; and any errors, omissions, or failures to fully or accurately complete or update the information on the Notice of Intention, or the attached maps, shall not affect the validity of this Contract and the rights of the Division to enforce its terms.
15. If requested by the Division, the Operator shall execute addendums to this Contract to add or substitute parties, or to reflect changes in the Operator, Surety, and otherwise modify the Contract to reflect changes in the mining operations as requested by the Division. All modifications must be in writing and signed by the parties, and no verbal agreements, or modifications in any of the terms or conditions shall be enforceable.
16. This Contract shall be governed and construed in accordance with the laws of the State of Utah.



The signatory below represents that the Operator, if not a natural person, is a properly organized entity in good standing under the laws of Utah and the United States, is registered as an entity authorized to do business in the State of Utah, and that he/she is authorized to execute this Contract on behalf of the entity as Operator.

OPERATOR:

Provis Enterprises, Inc  
Operator Name

By Richard Proctor  
Authorized Officer (Typed or Printed)

CEO  
Authorized Officer - Position

[Signature] July 16, 13  
Officer's Signature Date

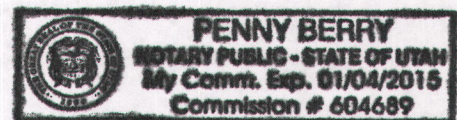
STATE OF Utah )

COUNTY OF Salt Lake ) ss:

On the 16 day of July, 20 13, Richard Proctor  
personally appeared before me, who being by me duly sworn did say that  
he/she is an CEO (owner, officer, director, partner, agent  
or other (specify)) of the Operator Provis Enterprises Inc and duly  
acknowledged that said instrument was signed on behalf of said Operator by  
authority of its bylaws, a resolution of its board of directors or as may otherwise  
be required to execute the same with full authority and to be bound hereby.

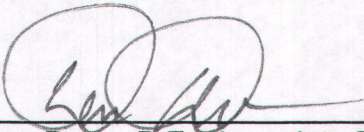
Penny Berry  
Notary Public  
Residing at Salt Lake

1/4/2015  
My Commission Expires:





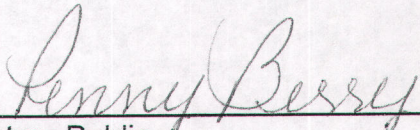
DIVISION OF OIL, GAS AND MINING:

By   
Dana Dean, P.E., Associate Director

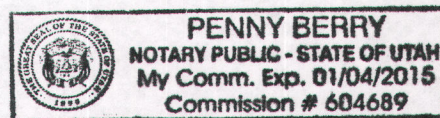
July 7, 2013  
Date

STATE OF Utah )  
COUNTY OF Salt Lake ) ss:

On the 7 day of July, 20 13, Dana Dean  
personally appeared before me, who being duly sworn did say that she, the said  
Dana Dean is the Associate Director of the Division of Oil, Gas  
and Mining, Department of Natural Resources, State of Utah, and she duly acknowl-  
edged to me that she executed the foregoing document by authority of law on behalf of  
the State of Utah.

  
Notary Public  
Residing at: Salt Lake

1/4/2015  
My Commission Expires:





FACT SHEET

Commodity: Placer Gold

Mine Name: Rainbow

Permit Number: 503/0011

County: Piute

Disturbed Acres: 1

Operator Name: Provis Enterprises, Inc

Operator address: P.O. Box 708238 Sandy UT 84070

Operator telephone: 801 285 9489

Operator fax: —

Operator email: Provis@clear.net

Contact: Richard Proctor

Surety Type: Cash

Held by (Bank/BLM): —

Surety Amount: \$9,400.00

Surety Account Number: —

Escalation Year: 2016 (July)

Tax ID or Social Security (for cash only): 87-0507412

Surface owner: BLM

Mineral owner: BLM

UTU and/or ML number: —

\*\*\*DOGM Contact: Penny Berry, State of Utah, Division of Oil Gas and Mining, 801 538 5291 or  
bondcoordinator@utah.gov





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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

January 27, 2015

50310011

Ann Pedroza  
State of Utah, Office of State Treasurer  
E315 State Capitol Complex  
Post Office Box 142315  
Salt Lake City, Utah 84114-2315

Subject: Authorization for Release of Cash Deposit Held by Utah State Treasurer, Provis Enterprises, Inc. Rainbow Mine, S/031/0011, Piute County, Utah

Dear Ms. Pedroza:

The Utah State Treasurer is presently holding funds for the benefit of the State of Utah, Division of Oil, Gas and Mining as a form of reclamation surety for the referenced project. The operator has requested that the surety be released. The Division and the BLM concur with the release as follows:

Operator	Total Principal in Account	Mine Name	Permit Number	Amount to be Released	Amount to Remain in Account	Account Number
Provis Enterprises, Inc.	\$9,400	Rainbow Mine	S/031/0011	\$9,400 plus interest	\$0.00	8911968A

Please make the check to the operator and submit the funds to the Division.

If you have any questions or require further discussion regarding this letter, please contact Penny Berry, bond coordinator, at 801-538-5291, or by e mail at [pennyberry@utah.gov](mailto:pennyberry@utah.gov).

Sincerely,

Dana Dean, P.E.  
Associate Director

DD:lk:pb

cc: Richard Proctor, Operator ([provisclear.net](http://provisclear.net))  
P:\GROUPS\MINERALS\WP\M031-Piute\S0310011-RainbowMine\final\cashr-6399-01222015.doc







GARY R. HERBERT  
Governor

SPENCER J. COX  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

January 23, 2015

TO: File

FROM: Lynn Kunzler, Sr. Reclamation Specialist

Subject: Request to Close File and Release Surety, Provis Enterprises, Inc, Rainbow Mine, S/031/0011, Piute County, Utah

On January 13, 2015, the Division received a request to close the file and release the surety for this site. In discussing this with the operator on the phone, he indicated that they had taken a 5-gallon sample for assay – which the results of the assay showed no mineral. On September 22, 2014, the current site was inspected and found NO mining related disturbance – even the sample location was not detected.

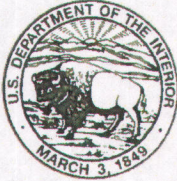
At this point in time, they are re-evaluating their claims and are looking at opening a mine elsewhere (up to two miles away). Rather than amend the current NOI to show a new location, they would like to close this one and re-submit a new NOI in the future. They are not sure of timing, but expect it to be at least several months, especially since they will need to have a new cultural resource survey completed.

It is therefore recommended that the operator's request to release the surety and close this file be approved.

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## United States Department of the Interior



### BUREAU OF LAND MANAGEMENT

Color County District

Richfield Field Office

150 East 900 North

Richfield, UT 84701

Telephone (435) 896-1500

Fax (435) 896-1550

<http://www.blm.gov/ut/st/en/fo/richfield.html>

In Reply Refer To:  
(UTU-83134)

January 27, 2015

CERTIFIED MAIL NO. 7013 2630 0002 2809 0618

Richard Proctor  
P.O. Box 708232  
Sandy, UT 84070

Dear Mr. Proctor:

On January 27, 2015 BLM received a copy of your complete and signed application to Utah Department of Natural Resources (DNR) to release the financial assurance (\$9,400.00) for mining activity at the Rainbow Mine (DNR Permit ID# S310011) on BLM land in Piute County (BLM Notice UTU-83134).

An onsite inspection of the one acre Rainbow Mine site was performed. On January 27, 2015 BLM Geologist Joseph Manning found that no ground has been disturbed as the result of this Notice. The bond for the Rainbow Mine can be released in total with no amount reserved for re-vegetation or future liability.

Release of this bond constitutes the closure of associated the mining Notice. Any future disturbance greater than Casual Use on this or any other BLM lands will require a new Notice or Plan of Operations, Reclamation Plan and Financial Assurance.

If you have any questions please contact BLM Geologist Joseph Manning at (435) 896-1563 or [jcmanning@blm.gov](mailto:jcmanning@blm.gov)

Sincerely,

Wayne A. Wetzel  
Field Manager  
Richfield Field Office

Cc: Paul B. Baker, Minerals Program Manager, 1594 West North Temple, Salt Lake City, UT 84114  
Opie Abeyta (MS-923) 440 West 200 South, Suite 500 Salt Lake City, Utah 84101  
BLM File UTU-83134



5/031/0011

**Form W-9**  
(Rev. August 2013)  
Department of the Treasury  
Internal Revenue Service

# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

Name (as shown on your income tax return)

**Richard Proctor**

Business name/disregarded entity name, if different from above

**Provis Enterprises, Inc**

Check appropriate box for federal tax classification:

☐ Individual/sole proprietor    ☐ C Corporation    ☒ S Corporation    ☐ Partnership    ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶

☐ Other (see instructions) ▶

Exempt ons (see instructions):

Exempt payee code (if any) \_\_\_\_\_

Exemption from FATCA reporting  
code (if any) \_\_\_\_\_

Address (number, street, and apt. or suite no.)

**P. O. Box 708232**

City, state, and ZIP code

**Sandy, Utah, 84070**

List account number(s) here (optional)

Requester's name and address (optional)

## Part I Taxpayer identification number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

**Note.** If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number

5	2	9	-	5	0	-	1	1	0	6
---	---	---	---	---	---	---	---	---	---	---

Employer identification number

8	7	-	0	5	0	7	4	1	2
---	---	---	---	---	---	---	---	---	---

## Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below), and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

**Sign  
Here**

Signature of  
U.S. person ▶

Date ▶

Feb 9, 15

## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** The IRS has created a page on [www.irs.gov/w9](http://www.irs.gov/w9) for information about Form W-9, at [www.irs.gov/w9](http://www.irs.gov/w9). Information about any future developments affecting Form W-9 (such as legislation enacted after we release it) will be posted on that page.

## Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, payments made to you in settlement of payment card and third party network transactions, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the

withholding tax on foreign partners' share of effectively connected income, and

4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct.

**Note.** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.



Form

**W-9**(Rev. December 2014)  
Department of the Treasury  
Internal Revenue Service**Request for Taxpayer  
Identification Number and Certification****Give Form to the  
requester. Do not  
send to the IRS.**Print or type  
See Specific Instructions on page 2.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

Provis Enterprises, Inc

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification; check only one of the following seven boxes:

- ☐ Individual/sole proprietor or single-member LLC  
☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ \_\_\_\_\_  
**Note.** For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.  
☐ Other (see instructions) ▶ \_\_\_\_\_
- ☐ C Corporation ☒ S Corporation ☐ Partnership ☐ Trust/estate

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) \_\_\_\_\_

Exemption from FATCA reporting code (if any) \_\_\_\_\_

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.)

P.O. Box 708232

6 City, state, and ZIP code

Sandy Utah 84070

7 List account number(s) here (optional)

Requester's name and address (optional)

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

**Note.** If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Social security number

--	--	--	--	--	--	--	--	--	--

or

Employer identification number

8	7	-	0	5	0	7	8	1	2
---	---	---	---	---	---	---	---	---	---

**Part II Certification**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

**Sign  
Here**Signature of  
U.S. person ▶Richard J. D.

Date ▶

Feb 12, 2015**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at [www.irs.gov/fw9](http://www.irs.gov/fw9).

**Purpose of Form**

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding?* on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on "foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.



# ZIONS BANK


## Transaction Receipt

Deposits and payments received after regular business hours and on Saturdays will be credited the following business day. This transaction receipt should be retained until you have verified it with your statement. The validation hereon displays the date, location, type, and amount of transaction. All items received are subject to terms and conditions furnished by Zions Bank.


Is it time to update  
your business banking?  
1-888-232-0434

990156 Rev 05/12

Checking Deposit 1024 07/16/13  
Amount \$9,400.00  
Balance Current  
Available 13:07

001 01 6025  
zionsbank.com Member FDIC 

PROVIS ENTERPRISES INC. 11-02 758  
EXP  
P.O. BOX 222 801-299-0141  
CENTERVILLE, UT 84014  
Date July 16, 13 31-5/1240 23

Pay to the Order of UTah State Treasurer \$ 9400.00  
Ninety four Hundred & xx/100 Dollars  Security features are included. Details on back.

ZIONS BANK  
Zions First National Bank  
Centerville Office 440 W. Parrish Lane  
Centerville, Utah 84014  
www.zionsbank.com

For Richard A. [Signature]

0124000054: 023 11102 4 0758

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GUARDIAN® SAFETY GREEN WSN

## MINERALS BONDS

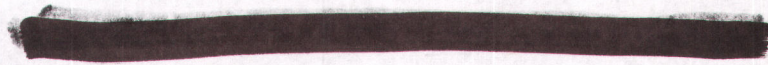
### Cash RECEIPT

Date 7-16-2013

Amount \$ 9400.00  
Check # 758

Permit Number	<u>50310011</u>
Operator	<u>Provis Enterprises Inc</u>
For/Memo	<u>New Surety</u>
Signature	<u>Renny Buss</u>







FACT SHEET

Commodity: Placer Gold

Mine Name: Rainbow

Permit Number: 503/0011

County: Piute

Disturbed Acres: 1

Operator Name: Provis Enterprises, Inc

Operator address: PO Box 708238 Sandy UT 84071

Operator telephone: 801 285 9489

Operator fax: —

Operator email: Provis@clear.net

Contact: Richard Proctor

Surety Type: Cash

Held by (Bank/BLM): —

Surety Amount: \$9,400.00

Surety Account Number: —

Escalation Year: 2016 (July)

Tax ID or Social Security (for cash only): 87-050 7412

Surface owner: BLM

Mineral owner: BLM

UTU and/or ML number: —

\*\*\*DOGM Contact: Penny Berry, State of Utah, Division of Oil Gas and Mining, 801 538 5291 or bondcoordinator@utah.gov




# ZIONS BANK

## Transaction Receipt

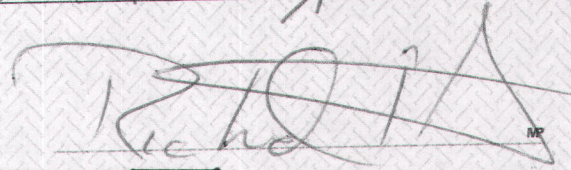
Deposits and payments received after regular business hours and on Saturdays will be credited the following business day. This transaction receipt should be retained until you have verified it with your statement. The validation hereon displays the date, location, type, and amount of transaction. All items received are subject to terms and conditions furnished by Zions Bank.

Is it time to update  
your business banking?  
1-888-232-0434

Checking Deposit 1024 07/16/13  
Amount \$9,400.00  
Balance Current  
Available  
13:07

001 01 6025  
zionsbank.com Member FDIC 

990166 Rev 05/12

PROVIS ENTERPRISES INC.		11-02	758
EXP			
P.O. BOX 222 801-299-0141		Date <u>July 16, 13</u>	31-5/1240
CENTERVILLE, UT 84014			23
Pay to the	UTah State Treasurer		\$ 9400.00
Order of	Ninety four Hundred + <del>xx</del> 00		Dollars
ZIONS BANK			
Zions First National Bank			
Centerville Office 440 W. Parrish Lane			
Centerville, Utah 84014			
www.zionsbank.com			
For			
⑆1240000054⑆ 023 11102 4⑈ 0758			

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## MINERALS BONDS

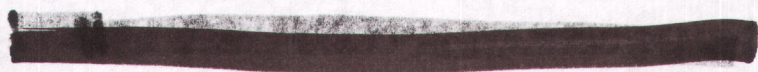
### Cash RECEIPT

Date 7-16-2013

Amount \$ 9400.00  
Check # 758

Permit Number	<u>S0310011</u>
Operator	<u>Provis Enterprises Inc.</u>
For/Memo	<u>New Surety</u>
Signature	<u>Renny Bussy</u>







# ZIONS BANK

## Transaction Receipt

Deposits and payments received after regular business hours and on Saturdays will be credited the following business day. This transaction receipt should be retained until you have verified it with your statement. The validation hereon displays the date, location, type, and amount of transaction. All items received are subject to terms and conditions furnished by Zions Bank.

Is it time to update  
your business banking?  
1-888-232-0434

RECEIVED

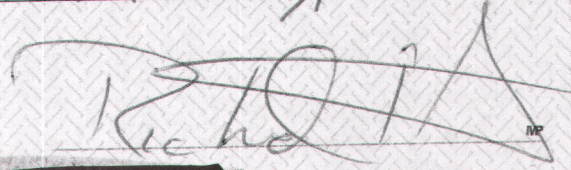
JUL 16 2013

DIV. OF OIL, GAS & MINING

990166 Rev 05/12

Checking Deposit 1024 07/16/13  
Amount \$9,400.00  
Balance Current  
Available  
13:07

001 01 6025  
zionsbank.com Member FDIC 

PROVIS ENTERPRISES INC.		11-02	758
EXP			
P.O. BOX 222 801-299-0141		Date <u>July 16, 13</u>	31-5/1240
CENTERVILLE, UT 84014			23
Pay to the	Order of <u>Utah State Treasurer</u>		\$ <u>9400.00</u>
<u>Ninety four Hundred + <del>xx</del> 00</u>		<u>00</u> Dollars	
ZIONS BANK*			
Zions First National Bank			
Centerville Office 440 W. Parrish Lane			
Centerville, Utah 84014			
www.zionsbank.com			
For			
⑆ 124000054⑆ 023 11102 4⑆ 0758⑆			

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RECEIVED

JUL 1 1963

U.S. DEPARTMENT OF JUSTICE

WASHINGTON, D.C.

[REDACTED]





Penny Berry &lt;pennyberry@utah.gov&gt;

**Re: S0310011 Provis Enterprises**

1 message

Lynn Kunzler &lt;lynnkunzler@utah.gov&gt;

Wed, Aug 7, 2013 at 10:01 AM

To: Penny Berry &lt;pennyberry@utah.gov&gt;, Paul Baker &lt;paulbaker@utah.gov&gt;

Cc: Peter Brinton &lt;peterbrinton@utah.gov&gt;

Peter will forward this on for me since I will not be in the office again until next week.

I also called the BLM to see where they were on the bond concurrence - Joe Manning was in a budget hearing for most of the day - but I did talk to Michael Jackson - he thought the BLM had approved the project and had cc'd us on the approval letter - I haven't seen that letter yet, but I do have an email from Peter (from two weeks ago where he talked to Joe - he said Joe was going to approve the project with conditions (limiting the volume and area to be affected) He had called to see if we had received the bond yet. If we do have the approval letter, then I think we can use it for BLM concurrence. Let me know if you have seen it. Michael will follow up with Joe to see that he contacts either Peter or myself regarding the matter. I told him an E-mail concurrence would be OK.

On Tue, Aug 6, 2013 at 2:50 PM, Penny Berry <pennyberry@utah.gov> wrote:

This has been placed on your chair. Thanks.

On Tue, Aug 6, 2013 at 11:20 AM, Lynn Kunzler <lynnkunzler@utah.gov> wrote:

used to have them - burned them last friday

On Tue, Aug 6, 2013 at 9:57 AM, Penny Berry <pennyberry@utah.gov> wrote:

Hi Lynn,

Please let me know if you have these documents. There are notes that these documents have been forward for signature. Thanks.

On Thu, Aug 1, 2013 at 1:48 PM, Penny Berry <pennyberry@utah.gov> wrote:

Thanks Peter. Lynn do you have the documents?

On Thu, Aug 1, 2013 at 12:43 PM, Peter Brinton <peterbrinton@utah.gov> wrote:

I remember that you notarized it when he dropped it off, but I don't remember seeing it come with the paper for me to initial. I'll look around. It's not in my inbox, which is where I keep that sort of thing before passing it on.

On Wed, Jul 31, 2013 at 3:43 PM, Penny Berry <pennyberry@utah.gov> wrote:

Hi Peter,

I sent this to you for DD's signature...I haven't seen it come back. Have you forward this through for signature? I know it is now in Lynn's area, does he have it? Please let me know. Thanks.

--

Penny Berry  
Bond Coordinator